

PROCLAMATION PRESENTED FOR
LONG BEACH POLYTECHNIC HIGH SCHOOL
2000 VARSITY FOOTBALL TEAM

CERTIFICATE OF RECOGNITION PRESENTED TO JANET LIPSON

PROCLAMATION PRESENTED FOR PUBLIC HEALTH WEEK
APRIL 2-8, 2001

PROCLAMATION PRESENTED FOR NATIONAL LIBRARY MONTH

Ordinance No. C-7594 currently provides that hearings shall be set for 5:00 P.M. each Tuesday, and such hearings shall be held at the specified time for which they are set or as soon as practical regardless of the otherwise order of business of the City Council.

HEARINGS:

- Received supporting documentation into the record; concluded the hearing; granted permit for a period of one-year after which time the applicant must reapply, including a review after six-months; and imposed conditions on the permit as set forth in the comm'n. from Council-member Colonna. (Docs. 3-4)

Continued hearing to Tuesday, April 24, 2001, at 5:00 P.M. (Doc. 6)
1.

Application of St. Dude, Inc., dba Di Piazza, for a Permit for Entertainment without Dancing by Patrons at an Existing Restaurant at 5205 E. Pacific Coast Highway. (Report of Director of Financial Management) (District 3) (Councilmember Colonna, submitting conditions for the permit.) (Maralyn di Piazza, relative to same.)

Suggested Action:

Receive supporting documentation into the record, conclude the hearing and grant the permit, with or without conditions; or deny the permit.
2.

Application of Stanwest Inc., dba Java Lanes, for a Permit for Entertainment with Dancing by Patrons at an Existing Bar/Tavern/ Lounge at 3800 E. Pacific Coast Highway. (Report of Director of Financial Management) (District 4)

Suggested Action:

Receive supporting documentation into the record, conclude the hearing and grant the permit, with or without conditions; or deny the permit.

PUBLIC: OBTAIN SPEAKER CARD FROM CITY CLERK

Opportunity given to first 10 citizens who have submitted speaker cards in writing to the City Clerk to address the City Council on non-agenda items. (Currently limited to three minutes unless extended by City Council.)

CONSENT CALENDAR (3 - 16)

NOTICE TO THE PUBLIC

All matters listed under the Consent Calendar are to be considered routine by the City Council and will all be enacted by one motion. There will be no separate discussion of said items unless members of the City Council, staff or the public request specific items be discussed and/or removed from the Consent Calendar for separate action. Requests by the public for separate consideration should be made to the Mayor's Office or City Clerk Department prior to the beginning of the Council meeting.

DEPARTMENTAL COMMUNICATIONS:

- Set date of hearing for Tuesday, April 17, 2001, at 5:00 P.M. (Doc. 11)
3.

SET DATE OF HEARING for Tuesday, April 17, 2001, at 5:00 P.M., on the appeal of David Denevan from the decision of the Recreation Commission regarding approval of plans for park development to improve Victory Park at 350 West Ocean Boulevard. (City Clerk) (District 2)

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| Set date of hearing for Tuesday, April 24, 2001, at 5:00 P.M. (Doc. 12) | 4. SET DATE OF HEARING for Tuesday, April 24, 2001, at 5:00 P.M., on the report of the Hearing Officer regarding appeal of George Verbryck III from decision of the Board of Examiners, Appeals and Condemnation for property located at 519 Park Avenue. (City Clerk) (District 3) |
| Approved, and rescinded and superseded. (Doc. 13) | 5. APPROVE the revised Record Retention Schedules for Departments of Financial Management/Commercial Services/Grants Accounting, and Planning and Building; and RESCIND AND SUPERSEDE all previously applicable Record Retention Schedules of said departments. (City Clerk) |
| Auth'd. City Mgr. and increased. (Doc. 33) | 6. AUTHORIZE CITY MANAGER to execute Third Amendment to Agreement No. 25715 with Los Angeles County to provide HIV/AIDS medical outpatient services in the amount of \$98,478 for a period of one year; and INCREASE appropriations in the Health Fund (SR 130) and in the Department of Health and Human Services (HE) by \$20,478. (Health and Human Services) (Citywide) |
| Auth'd. City Mgr. (Doc. 14) | 7. AUTHORIZE CITY MANAGER to execute Third Amendment to Agreement No. 26738 with Los Angeles County to provide HIV/AIDS treatment education and advocacy services in the amount of \$68,617 for a period of one year. (Health and Human Services) (Citywide) |
| Auth'd. City Atty. (Docs. 15-16) | 8. AUTHORIZE CITY ATTORNEY to submit Stipulations with Requests for Awards for approval by Workers' Compensation Appeals Board, and if so approved, authority to pay \$16,277.50 in compliance with Appeals Board order for claim of Horace Jackson; and \$5,915 for claim of John Craig Jacobs. (Law) |
| Auth'd. (Doc. 17) | 9. AUTHORIZE retention of Hahn & Hahn LLP as special counsel in the Harbor Department eminent domain matters related to the acquisition of properties in connection with Harbor Department projects, including certain unresolved issues relating to the Anaheim Street Grade Separation Project in an amount not to exceed \$100,000. (Law) |
| Auth'd. City Mgr. (Doc. 18) | 10. AUTHORIZE CITY MANAGER to execute a Public Walkways Occupancy Permit to Long Beach Hotel Associates, operator of Presto Deli at the Long Beach Renaissance Hotel, to temporarily occupy part of the adjoining sidewalk for the purpose of sidewalk dining at 111 E. Ocean Boulevard. (Public Works) (District 2) |
| Auth'd. City Mgr. (Doc. 19) | 11. AUTHORIZE CITY MANAGER to execute a Public Walkways Occupancy Permit to 110 Pine Avenue Investors, L.P., dba The Madison, to temporarily occupy part of the adjoining sidewalk for the purpose of sidewalk dining at 110 Pine Avenue. (Public Works) (District 2) |
| Determined and auth'd. City Mgr. (Doc. 34) | 12. DETERMINE granting of Facility/Pipeline Permit No. P-211-01 to Pacific Pipeline System LLC to allow the installation of electrical conduits, telephone conduits, pull boxes and two cabinets in the vicinity of Atlantic Avenue and Harding Street will not be contrary to the public interest and AUTHORIZE CITY MANAGER to issue said permit. (Public Works) (District 9) |
| R & F and continued. (Doc. 35) | 13. RECEIVE AND FILE 2000 Annual Report of the Cable Communications Advisory Commission; and CONTINUE the Commission for the next calendar year. (Cable Communications Advisory Commission) |
| R & F. (Docs. 20-28) | 14. RECEIVE AND FILE the following minutes:

City Planning Commission, January 18 and February 15, 2001
Civil Service Commission, March 7 and 14, 2001
Harbor Commission, March 19 and 26, 2001
Recreation Commission, February 15, 2001
Water Commission, March 1 and 8, 2001 |

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Ref'd. to City Atty.
(Docs. 36-86)

15. **REFER TO CITY ATTORNEY** the following damage claims:

William R. Barnett	\$ 606.24
Michael Bartlebaugh	475.00
Alejandro Briseno	1,100.00
Anita Brown	Amount Unknown
Ann Brown	Amount Unknown
Mike Colon	176.20
Ghoanna Cruz	5,000,000.00
Michael Cruz	5,000,000.00
Peejay Cruz	5,000,000.00
Peluchi Cruz	5,000,000.00
Reynaldo Cruz	5,000,000.00
Charlene Dehop	247,000.00
Dawne L. Earp	420.37
Charles G. Fluker	250,000.00
Rafael Gascon	30,345.00
Christopher Golick	100,000.00
Samuel J. Harldson	Amount Unknown
JacQueline E. Harris	900.00
Infinity Insurance Company, subrogee for Sok Lorn	897.44
Emma Ingal	5,000,000.00
Derrick Jones	2,000.00
Lula Kinney	200.00
Jay Aaron Klomp	645.04
Alice (Frank Kruszynsk)	9,500.00
Long Beach Transit (4th St./Redondo Ave.)	56.30
Andra L. Martella	Amount Unknown
Laurine McCaw	2,970.00
Jennifer E. McIntosh	392.40
Mercury Casualty Company, subrogee for Mena G. Raflones	Amount Unknown
Mercury Insurance Company, subrogee for Jose R. Vazquez, Jr.	6,293.50
Frank Moorer (Amended Claim)	Amount Unknown
Leslie Morgan	1,019.94
Danielle Mullen	250.00
Joanne A. Noar	6,600.00
Dr. Bernard Okwelogu	305,710.77
Gregory Panos II	Amount Unknown
Platinum Claims Services, Inc. for Jefferson Insurance Co., subrogee for Tulio Cepeda	818.90
Julius Quides	5,000,000.00
Thelma Quides	5,000,000.00
Donna K. Robbins and Lamars Ross	158.00
Jaime Sandoval, Jr.	135.00
John J. and Mary E. Schimmenti	1,400,000.00
Halimah Scott, a minor	Amount Unknown
Naimah Scott, a minor	Amount Unknown
Edward Smith, a minor	Amount Unknown
Maria Soledad	5,000,000.00
John Soussounis	19,200.00
State Farm, subrogee for Richard Lantow	Amount Unknown
Colleen B. Sundquist	520.00
Priscilla H. Tulay	12,250.00
Jimmy L. Wickham	842.79

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Approved and approved.
(Docs. 29-32)

16. **APPROVE** Proclamations recognizing and congratulating Long Beach Polytechnic High School 2000 Varsity Football Team; proclaiming April 2-8, 2001 as Public Health Week and April 2001 as National Library Month; and **APPROVE** Certificate of Recognition for educator Janet Lipson for her outstanding devotion to enhancing student education.

SUGGESTED ACTION: CONCUR IN RECOMMENDATIONS ON CONSENT CALENDAR.

UNFINISHED BUSINESS:

Ref'd. report to Energy Task Force for review; req'd. that minutes of the Task Force meetings be copied to Councilmembers; that legislation be sought that gives City more direct control over supplying energy to its citizens and that any available financial incentives discovered by staff or the Task Force be brought to the attention of the City Council as soon as possible; that the Task Force look into alternative fuel sources; and that an alternative fuel expert be added to the Task Force.
(Docs. 87-89)

17. Feasibility study for proposed 500 mega watt electric generating plant and new electric generation technologies for the City of Long Beach. (Report of Director of Long Beach Energy) (Highlights: Energy Study and Issues for the City of Long Beach, presented by Barakat Consulting, Inc.) (Henry Taboada, City Manager, transmitting memo on customer service changes.)
Suggested Action: Refer report to Energy Task Force for review.

Application withdrawn.

18. Chief of Police, reporting on application of Chipotle Mexican Grill, Incorporated, dba Chipotle Mexican Grill, for an alcoholic beverage license at 5246 E. 2nd Street. (District 3)

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

R & F. (Doc. 92)

19. Councilmember Frank Colonna, Third District, regarding video presentation illustrating findings on recent environmental survey of the breakwater.
Suggested Action: Receive and file.

Ref'd. to City Mgr.
(Doc. 93)

20. Councilwoman Laura Richardson-Batts, Sixth District, requesting City Manager report back to the City Council within 30 days with recommendations for embarking upon Economic Development Strategy planning process.
Suggested Action: Refer to City Manager.

Ref'd. to City Mgr. for a report back to the City Council on May 2, 2001.
(Docs. 90-91)

21. Councilmember Jerry Shultz, Ninth District, requesting a staff report on May 2, 2001 researching the possibility of either "shared" facilities for skateboarders and bike riders or provision for separate facilities, with consideration given to the cost, safety and supervision of such facilities (Amanda Pentecost, Long Beach Extreme Sports Committee, relative to same.)
Suggested Action: Refer to City Manager.

Auth'd. City Mgr. to execute.
(Doc. 94)

22. City Attorney, regarding agreement for legal services to retain O'Donnell & Shaeffer LLP, and Brian McMahon as legal counsel to represent the City of Long Beach and others in the matter of The City of Long Beach, The People of the State of California, by and through Long Beach City Attorney Robert E. Shannon, et al. v. Southern California Gas Company, et al.
Suggested Action: Authorize City Manager to execute contract.

Withdrawn from agenda.

23. Director of Community Development, regarding parking license agreement between the City and 2000 F&M Tower Partners, LP for 89 parking spaces for a term of 65 years. (District 1)

Suggested Action: Authorize City Manager to execute agreement.

Auth'd. City Mgr. to execute agreement to accept grant award in the amount of \$1,594,919; and decreased appropriations in the Community Development Grants Fund (SR 150) and in the Department of Community Development (CD) by \$3,581. (Doc. 95)

24. Director of Community Development, regarding receipt of funds from State of California Employment Development Department for a Caregiver Training Initiative Project. (Citywide)

Suggested Action: Authorize City Manager to execute agreement to accept grant award in the amount of \$1,594,919; and decrease appropriations in the Community Development Grants Fund (SR 150) and in the Department of Community Development (CD) by \$3,581.

Adopted Specifications in the estimated annual contract amount of \$260,000 for one year, with options for two additional one-year periods; and auth'd. City Mgr. to advertise for bids. (Doc. 96)

25. Director of Financial Management, transmitting Specifications No. PA-01301 to provide tree trimming services in parks, marinas and beach areas. (Citywide)

Suggested Action: Adopt Specifications in the estimated annual contract amount of \$260,000 for one year, with options for two additional one-year periods; and authorize City Manager to advertise for bids.

Adopted Specifications and awarded contract in the estimated amount of \$210,000. (Doc. 97)

26. Director of Financial Management, transmitting Specifications No. PA-01701 and award of contract for the purchase of nine model year 2000 police interceptor sedans to Wondries Fleet Group. (Citywide)

Suggested Action: Adopt Specifications and award contract in the estimated amount of \$210,000.

Adopted Specifications in the estimated amount of \$270,000 for one year, with options for two additional one-year periods; and auth'd. City Mgr. to advertise for bids. (Doc. 98)

27. Director of Financial Management, transmitting Specifications No. PA-01401 to refurbish twenty police black and white vehicles. (Citywide)

Suggested Action: Adopt Specifications in the estimated amount of \$270,000 for one year, with options for two additional one-year periods; and authorize City Manager to advertise for bids.

Awarded contracts to lowest responsible bidders in the estimated amount of \$3,000,000 for a period of one year, with options for two additional one-year periods; auth'd. amendments to exercise the City's option to renew where noted; and auth'd. City Mgr. to execute said contracts. (Doc. 99)

28. Director of Financial Management, regarding award of contracts for Specifications No. PA-00801 to furnish and deliver gasoline and diesel fuel. (Citywide)

Suggested Action: Award contracts to lowest responsible bidders in the estimated amount of \$3,000,000 for a period of one year, with options for two additional one-year periods; authorize amendments to exercise the City's option to renew where noted; and authorize City Manager to execute said contracts.

Awarded contract to lowest responsible bidder in the estimated amount of \$250,000; auth'd. amendments to exercise the City's option to renew where noted; and auth'd. City Mgr. to execute said contract. (Doc. 100)

29. Director of Financial Management, regarding award of contract for Specifications No. PA-01001 to furnish and deliver custodial paper products. (Citywide)

Suggested Action: Award contract to lowest responsible bidder in the estimated amount of \$250,000; authorize amendments to exercise the City's option to renew where noted; and authorize City Manager to execute said contract.

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Req'd. City Clerk to transmit conditions to Department of Alcoholic Beverage Control as set forth in comm'n. from Mayor Beverly O'Neill. (Docs. 101-102)

30. Chief of Police, reporting on the application of BA & P Hong Enterprises, Incorporated, dba Magnolia Liquor and Jr. Market, for an alcoholic beverage license at 658 Magnolia Avenue. (District 1) (Mayor O'Neill, transmitting conditions for application.)

Suggested Action: Receive and file application, with or without conditions.

R & F. (Doc. 103)

31. Chief of Police, reporting on the application of SETAB, Inc., dba Tikal Restaurant, for an alcoholic beverage license at 217-221 Pine Avenue. (District 1)

Suggested Action: Receive and file application, with or without conditions.

R & F. (Doc. 104)

32. Chief of Police, reporting on the application of Maria Guadalupe Galvandedmedina, dba Carnita Michoacan, for an alcoholic beverage license at 301 West Broadway. (District 1)

Suggested Action: Receive and file application, with or without conditions.

R & F. (Doc. 105)

33. Chief of Police, reporting on the application of Janet Louise Doyle, dba Murphy's Pub at the Belmont, for an alcoholic beverage license at 4918 East 2nd Street. (District 3)

Suggested Action: Receive and file application, with or without conditions.

R & F. (Doc. 106)

34. Chief of Police, reporting on the application of Sophy Khean Khut, dba Ruth's Country Kitchen, for an alcoholic beverage license at 3720 East Anaheim Street, No. 102. (District 4)

Suggested Action: Receive and file application, with or without conditions.

R & F. (Doc. 107)

35. Chief of Police, reporting on the application of Hyoungh Soo Kim, dba Numero Dos Rancho Market, for an alcoholic beverage license at 5575 Atlantic Avenue. (District 8)

Suggested Action: Receive and file application, with or without conditions.

Req'd. City Clerk to transmit conditions to Department of Alcoholic Beverage Control as set forth in comm'n. from Councilmember Shultz. (Docs. 108-109)

36. Chief of Police, reporting on the application of DJ Ranch LLC, dba DJ's Roadhouse, for an alcoholic beverage license at 2688 South Street. (District 9) (Councilmember Shultz, transmitting conditions for application.)

Suggested Action: Receive and file application, with or without conditions.

Auth'd. City Mgr. to execute amendment to add amount not to exceed \$750,000; replace Exhibit "A" with Exhibit "A-1," which updates rate schedule; and extended term of the agreement to September 30, 2004. (Doc. 110)

37. Director of Public Works, regarding Third Amendment to Agreement No. 25706 with Fluor Daniel, Inc., to provide architectural and engineering design services for an Emergency Communications and Operations Center. (District 5)

Suggested Action: Authorize City Manager to execute amendment to add an amount not to exceed \$750,000; replace Exhibit "A" with Exhibit "A-1," which updates the rate schedule; and extend the term of the agreement to September 30, 2004.

RESOLUTIONS:

Withdrawn from agenda.

38. Approving the City's participation in the Help Program with the California Housing Finance Agency ("CHFA"), authorizing the execution of documents in connection therewith and authorizing an application to CHFA for participation in such program. (Community Development) (Districts 8,9) (Presentation information on debt restructuring.)

Suggested Action: Adopt Resolution authorizing the submission of the application for \$2,000,000; and authorize City Manager to execute all necessary documents upon funding approval.

Adopted Resolution No. C-27820 approving the execution and delivery of an amended and restated pledge agreement and other bond related matters for the Long Beach Bond Finance Authority 2001 Series A & B Lease Revenue Refunding Bonds (Aquarium of the Pacific Project). (Docs. 7-9)

39. Approving and authorizing the execution and delivery of an amended and restated pledge agreement and various documents related to the refinancing of the Aquarium of the Pacific; determining and prescribing certain matters related thereto; and ratifying any action heretofore taken in connection therewith. (Preliminary Official Statement) (Financial Management) (District 5)

Suggested Action: Adopt Resolution approving the execution and delivery of an amended and restated pledge agreement and other bond related matters for the Long Beach Bond Finance Authority 2001 Series A & B Lease Revenue Refunding Bonds (Aquarium of the Pacific Project).

Adopted Memorandum of Understanding; and adopted Resolution No. C-27821 allowing such compensation matters to be implemented on the effective dates set forth in the Memorandum of Understanding. (Doc. 111)

40. Approving the Memorandum of Understanding with the International Association of Machinists and Aerospace Workers authorizing and directing the City Manager to execute such memorandum and directing certain implementing and related actions. (Human Resources and Affirmative Action)

Suggested Action: Adopt Memorandum of Understanding; and adopt Resolution allowing such compensation matters to be implemented on the effective dates set forth in the Memorandum of Understanding.

Adopted Resolution No. C-27822 and directed City Clerk to arrange for recordation of the resolution and to transmit a copy of the recorded resolution to the Department of Public Works for posting to City maps. (Doc. 112)

41. Ordering the vacation of the alleys east of Bellflower Boulevard and north of Spring Street in the City of Long Beach. (Public Works) (District 5)

Suggested Action: Adopt Resolution and direct City Clerk to arrange for recordation of the resolution and to transmit a copy of the recorded resolution to the Department of Public Works for posting to City maps.

ORDINANCES:

First reading. (Doc. 113)

42. Amending the Long Beach Municipal Code, relating to fees for police reports. (Law) (Citywide)

Suggested Action: Declare Ordinance read the first time and laid over to the next regular meeting of the City Council for final reading.

Adopted Ordinance No. C-7739.

43. Amending the Long Beach Municipal Code, relating to stop-controlled intersections. (Law) (Districts 6,9)

Suggested Action: Declare Ordinance read and adopted as read.

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NEW BUSINESS:

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| Received and made a part of the permanent record.
(Doc. 1) | 44. Affidavit of Posting Notice of Adjournment for meeting of Tuesday, March 27, 2001. |
| Received and made a part of the permanent record.
(Doc. 2) | 44. Affidavit of Service for special meeting of the City Council held Tuesday, April 3, 2001. |
| Received and made a part of the permanent record.
(Doc. 10) | 45. Kevin Traster, regarding notice of Municipal Code violation for 5709 E. Walton Street, and concerns with actions of neighbors. |
| | 46. |

PUBLIC: IMMEDIATELY PRIOR TO ADJOURNMENT

Opportunity given to citizens to address the City Council on non-agenda items who have not already addressed the City Council on non-agenda items. (Currently limited to three minutes unless extended by City Council.)

REMINDERS: Housing and Neighborhoods Committee at 3:00 P.M.
Transportation and Infrastructure Committee at 4:00 P.M.
Economic Development and Finance Committee (Attorney/Client) at 4:50 P.M.
April 10, 2001, Hearing on decision of Hearing Officer regarding appeal of Henry W. Crossman from decision of Board of Examiners, Appeals and Condemnation for property located at 3056 San Francisco Avenue. (Project No. 307709) (District 7)
April 17, 2001, Hearing on decision of Hearing Officer regarding appeal of Robert A. LeBoeuf from decision of Board of Examiners, Appeals and Condemnation for property located at 1567-1571 Elm Avenue. (Project No. 301898) (District 1)
April 17, 2001, Hearing on application of El Torito Restaurant, Inc., dba El Torito Restaurant for a Permit for Entertainment Without Dancing by Patrons at Existing Restaurant at 6605 E. Pacific Coast Highway. (District 3)
April 17, 2001, Hearing on application of Kevin S. Kang, dba New Paradise Restaurant, for a Permit for Entertainment Without Dancing by Patrons at Existing Restaurant at 1350 E. Anaheim Street. (District 6)
April 17, 2001, Hearing on the adoption of the 2000-2005 Housing Element of the General Plan. (Citywide)

NOTE: The City Council Agenda may be obtained from the City Clerk Department prior to the meeting or can be mailed to the public if the City Clerk is provided self-addressed, stamped envelopes mailed to: City Clerk Department, City Hall Plaza Level, 333 W. Ocean Boulevard, Long Beach, California, 90802. You may access the agenda on the World Wide Web Internet address of **www.ci.long-beach.ca.us/cityclerk** to view it. You may contact us through the use of E-Mail at **cityclerk@ci.long-beach.ca.us** for correspondence purposes. The public may review agenda items in the City Clerk Department or the Government Publications Section of the Main Library and the Branch Libraries. The City of Long Beach provides reasonable accommodations pursuant to the Americans with Disabilities Act of 1990. If a special accommodation is desired, or if you need the agenda provided in an alternate format, please phone Sharon Stone at (562) 570-6938 in the City Clerk Department 48 hours prior to the meeting. To communicate directly to the City Clerk Department Telephone Device for the Deaf (TDD), phone (562) 570-6626. Inquire at the City Council Chamber Audio-Visual Room for an assistive listening device. /SS